

Moody & Warner, P.C.  
 4169 Montgomery Blvd. NE  
 Albuquerque, New Mexico 87109  
 (505) 944-0033  
 Tax I.D. #65-1176077

01/21/04  
 11/15/04

Barbara Jeana Walton  
 1004 Parkway Drive  
 Reading PA 19605

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 May 04, 2004  
 Account No: 314-001M  
 Statement No: 1

WASTE MANAGEMENT OF NM, INC.

Fees

	Hours
12/27/01 WW Prepared letter to client and fee agreement; legal research regarding after acquired evidence doctrine at summary judgment stage;	2.00
02/07/02 WW Reviewed agreement from client; prepared letter to client; reviewed notes regarding opposing counsel's request for extension and noted new date for answer;	0.50
02/11/02 WW Updated docket regarding answer;	0.10
02/26/02 WW Voice mail from client regarding status;	0.10
02/28/02 WW Voice mail from client regarding status; conferred with attorney C. Moody regarding status;	0.20
03/05/02 WW Telephone conference with client regarding status (.2); organized clients documents (.2); reviewed docket sheet and located answer (.2); telephone call to Attorney L. Wiggins regarding answer (.1); telephone conference with Amanda in L. Wiggins office regarding answer (.1); reviewed answer (.2);	1.00
03/14/02 WW Reviewed initial scheduling order and docketed/calendared same;	0.20
03/18/02 WW Prepared letter to client regarding scheduling order;	0.30
04/01/02 WW Telephone conference with client regarding scheduling order and discovery;	0.20
05/13/02 WW Worked on IPTR (1.5); drafted PDP (.5); telephone conference with attorney L. Wiggins regrading 'meet and confer' (.1); prepared email to attorney L. Wiggins regarding same (.1); prepared fax to attorney L. Wiggins regrading same (.1);	2.30

EXHIBIT

tabbies

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WASTE MANAGEMENT OF NM, INC.

	Hours
05/16/02 WW Worked on IPTR; reviewed EEOC file and client documents regarding identity of witnesses and documents; voice mail from attorney L. Wiggins regarding PDP schedule;	2.20
05/20/02 WW Worked on IPTR; reviewed Defendant's inserts to IPTR; various telephone conferences with attorney L. Wiggins regarding PDP and IPTR; reviewed and revised IPTR; email to attorney L. Wiggins regarding IPTR; prepared letter to client regarding PDP, IPTR, claims in the case and damages information;	1.50
05/24/02 WW Telephone call to client regarding status;	0.10
06/03/02 WW Voice mail from client regarding status; prepared for scheduling conference; attended scheduling conference;	1.60
06/08/02 WW Prepared for meeting with client and met with client regarding employment history, claims in case, witnesses and other matters pertaining to initial disclosures, discussed scheduling conference;	2.10
06/10/02 WW Reviewed client documents and identified potential exhibits; finalized initial disclosures;	2.70
06/11/02 WW Reviewed cert of service and initial disclosures;	0.20
06/14/02 WW Reviewed IPTR from court; prepared letter to court requesting to reschedule settlement conference;	0.20
06/19/02 WW Telephone call to attorney L. Wiggins, prepared fax to attorney L. Wiggins regarding dismissal of hostile environment claim and rescheduling settlement conference; prepared stipulated dismissal; prepared letter to court requesting change in settlement conference date;	0.70
06/20/02 WW Voicemail from attorney L. Wiggins regarding dismissal of claims and rescheduling settlement conference;	0.10
06/21/02 WW Telephone conference with attorney L. Wiggins regarding stipulated dismissal of hostile environment claims and related factual issues; prepared letter to attorney L. Wiggins regarding same; reviewed docket regarding settlement conference and revised letter to	

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WASTE MANAGEMENT OF NM, INC.

	Hours
Judge Svet regarding same;	0.80
06/24/02 WW Telephone conference with client regarding date of settlement conference and deposition; finalized letter to court regarding same and prepared telecopies to opposing counsel regarding same;	0.20
07/02/02 WW Prepared letter to client regarding discovery requests;	0.20
07/12/02 WW Reviewed discovery requests and telephone conference with client regarding same; worked on draft discovery answers;	1.00
07/23/02 WW Worked on discovery responses;	0.80
07/24/02 WW Email to/from attorney L. Wiggins regarding extension; telephone conference with attorney L. Wiggins regarding extension; prepared letter confirming same;	0.50
07/25/02 WW Worked on discovery answers regarding mitigation;	2.00
07/26/02 WW Worked on discovery answers regarding mitigation; worked on interrogatories regarding witnesses; prepared letter to client regarding job applications; reviewed deposition notice;	2.10
07/29/02 WW Reviewed case documents; reviewed damages calculations; reviewed complaint and initial disclosures; prepared settlement letter to court; prepared email to client regarding same; conferred with attorney C. Moody regarding settlement value;	5.20
07/30/02 WW Telephone conference with client regarding settlement issues and offer; conferred with attorney K. Majoros regarding disqualification of attorney Majoros because of status as witness and reviewed NM rules of professional conduct regarding lawyer as witness and imputed disqualification; reviewed complaint and answer regarding possible waiver by putting privileged communication at issue; legal research regarding waiver of privilege; extensively reviewed client documents for answering discovery and made notes for client;	7.00
07/31/02 OFT Worked on documents for production;	0.50
WW Reviewed additional client documents; worked	

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		Hours
	on discovery answers; prepared various email messages with questions to client regarding same; reviewed EEOC file; reviewed Defendant's EEOC position statement in detail; started draft of interrogatories and RFP to defendant;	5.40
08/01/02 WW	Worked on discovery answers; telephone conference with client regarding questions about documents and issues in the case; revised discovery answers; worked on requests for production and interrogatories to defendant;	4.20
08/02/02 WW	Telephone conference with client regarding discovery responses and additional documents; revised discovery responses;	2.10
08/05/02 WW	Revised interrogatory answers; reviewed additional client documents and prepared documents for document production; finalized interrogatory answers;	4.20
08/06/02 WW	Prepared certificate of service and fax to opposing counsel regarding interrogatory answers; worked on document production; telephone conference with attorney L. Wiggins regarding settlement; prepared letter to Judge Svet regarding settlement;	2.80
08/07/02 WW	Prepared supplemental answers and document production regarding job search;	3.80
08/08/02 WW	Attended settlement conference; prepared for client deposition; worked on discovery requests to Defendant; telephone conferences with attorneys L. Wiggins and K. Majoros regarding lawyer as witness, possible disqualification as counsel, agreement to proceed with deposition;	7.30
08/09/02 WW	Meeting with client and attended client's deposition, debriefed with client after deposition;	12.20
08/14/02 WW	Worked on discovery requests to defendant; prepared email to client regarding same;	0.70
08/15/02 WW	Reviewed fax from client regarding RFP and Interrogatories to defendant; telephone conference with client regarding same; revised RFP and Interrogatories to defendant and prepared certificate of service regarding same; prepared second supplemental response to defendant's RFP to plaintiff and certificate	

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WASTE MANAGEMENT OF NM, INC.

		Hours
	of service regarding same; telephone conference with Ms. C. LeSage regarding job offer from WMI; prepared email to client regarding Ms. LeSage's statement; prepared affidavit for Ms. LeSage; conferred with attorney C. Moody regarding same; telephone conference with client regarding same; email to/from client regarding Dr. Bonner;	2.10
08/16/02 WW	Reviewed and revised LeSage affidavit and prepared fax to Ms. LeSage regarding same; prepared third supplemental answers to RFP and second supplemental answers to interrogatories;	0.50
08/20/02 WW	Conferred with law clerk regarding motion to disqualify issues; reviewed and prepared changes to LeSage affidavit and telephone call to Ms. LeSage regarding same; revised damage calculations and prepared front pay calculations revised answers to interrogatories and RFP regarding same;	1.40
08/21/02 WW	Telephone conference with client regarding current job title, reviewed offer letter, revised damage calculations; email with Ms. C. LeSage regarding affidavit;	1.00
08/22/02 WW	Located address and phone for witness K. Rons and left message for same;	0.30
RS	Legal research regarding case law on disqualification of attorney who will be called as a witness;	2.50
08/23/02 WW	Reviewed correspondence from attorney K. Majoros regarding contact with witness K. Rons; conferred with attorney C. Moody regarding supplemental discovery responses and motion to disqualify; revised and finalized supplemental discovery responses; legal research regarding communication with represented party, shepardized cases and prepared response letter to attorney Majoros regarding informal discovery; telephone conference with attorney K. Majoros regarding informal discovery and supplemental discovery responses; reviewed documents regarding potential witnesses; located contact information for some witnesses and attempted to call S. Raymond and D. Lightner;	3.80
08/26/02 WW	Conferred with attorney C. Moody regarding status; prepared letter to opposing counsel	

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WASTE MANAGEMENT OF NM, INC.

		Hours
	regarding original copies of LeSage affidavit;	0.40
08/28/02 WW	Reviewed deposition exhibits for client to review along with transcript;	0.20
08/30/02 WW	Conferred with attorney C. Moody regarding informal discovery;	0.20
CMM	Conferred with attorney W. Warner regarding informal discovery;	0.20
09/03/02 WW	Reviewed letter from attorney K. Majoros regarding informal discovery and prepared response;	0.40
09/06/02 WW	Reviewed letter from attorney K. Majoros regarding defendant's discovery responses; telephone conference with Ms. Majoros regarding same and related matters; prepared draft letter to court regarding discovery dispute;	0.50
09/11/02 WW	Telephone conference with client regarding review of deposition and procedure for noting changes;	0.40
09/13/02 WW	Various telephone conferences with attorney K. Majoros regarding telephonic hearing and interrogatories; telephone conference with J. Svet's secretary regarding date for hearing;	0.20
09/18/02 WW	Voice mail from attorney J. Chasson regarding discovery answers; voice mail to attorney J. Chasson regarding same; telephone conference with attorney J. Chasson regarding discovery answers and discovery period and request for depositions; forwarded email regarding protective order to J. Chasson.	0.30
09/23/02 WW	Prepared for telephonic hearing regarding ex parte communication; telephone conference with J. Svet and attorney K. Majoros regarding contact with former managerial employees; prepared order regarding same;	1.20
09/26/02 WW	Conferred with attorney C. Moody regarding status; telephone call to K. Majoros regarding approval of order;	0.30
CMM	Conferred with attorney W. Warner regarding status;	0.20
09/27/02 WW	Reviewed order regarding contact with employees and telephone call to attorney K.	

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		Hours
	Majoros regarding same;	0.20
09/30/02 WW	Telephone conference with client regarding deposition changes; reviewed second set of interrogatories;	0.30
10/01/02 WW	Voice mail from/to attorney J. Chasson regarding protective order; email regarding same; prepared letter to client regarding deposition correction extension and interrogatories;	0.40
10/02/02 WW	Email from J. Chasson regarding protective order;	0.20
10/03/02 WW	Reviewed proposed protective order and prepared email to attorney J. Chasson regarding concerns with same;	0.80
10/07/02 WW	Reviewed defendant's answers to request for production;	0.20
10/18/02 WW	Voice mail to/from attorney J. Chasson regarding protective order; reviewed fax from attorney K. Majoros regarding deposition schedule and began making arrangements for depositions;	0.50
10/21/02 WW	Reviewed revised protective order and prepared revision to same; prepared email to attorney K. Majoros regarding same; prepared motion and order to extend discovery deadlines;	1.00
10/22/02 WW	Email with attorney K. Majoros regarding protective order; reviewed changes to PO and accepted same;	0.30
10/23/02 WW	Reviewed email from attorney K. Majoros regarding stipulated protective order and discovery extensions;	0.20
10/24/02 WW	Reviewed revised motion and order regarding discovery and finalized same for filing; email to attorney K. Majoros regarding same;	0.30
10/25/02 WW	Worked on answers to defendant's second discovery requests; email to/from attorney K. Majoros regarding protective order, finalized and prepared for submission;	4.30
10/28/02 WW	Worked on answers to second interrogatories; telephone conference with attorney K. Majoros regarding deadline for response;	4.50

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		Hours
10/30/02 WW	Finalized answers to defendant's second interrogatories; voice mail and email to client regarding same;	2.70
10/31/02 WW	Read plaintiff's deposition for corrections;	3.50
11/01/02 WW	Prepared letter to attorney K. Majoros regarding discovery answers and reviewed response regarding same; emailed request for G. Kachirisky deposition; finished review of plaintiff's deposition; telephone conference with client regarding corrections to deposition and prepared deposition correction sheet;	6.10
11/03/02 WW	Reviewed client's changes to deposition correction sheet; email to office regarding same;	0.30
11/04/02 WW	Telephone conference with client regarding deposition corrections; reviewed and finalized correction sheet;	1.90
11/07/02 WW	Worked on travel arrangements; reviewed letter from court reporter; reviewed letter and documents supplied by WMI regarding Casey Conrad; telephone conference with Becky in attorney K. Majoros' office regarding whether additional documents will be produced;	0.50
11/08/02 WW	Voice mail from attorney K. Majoros regarding deposition of George Kachirisky and issue regarding client;	0.10
11/11/02 WW	Telephone conference with Becky in attorney K. Majoros office;	0.10
11/12/02 WW	Received signed deposition correction sheet; voice mail from attorney K. Majoros;	0.20
11/13/02 WW	Reviewed communication regarding deposition of G. Kachirisky;	0.20
11/14/02 WW	Telephone conference with attorney K. Majoros regarding depositions; prepared joint motion for limited extension for depositions;	1.00
11/15/02 WW	Voice mail from Judge Svet's secretary regarding approval of order; telephone conference with Becky in attorney K. Majoros' office regarding same and email to Becky regarding same;	0.20



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	Hours
11/18/02 WW Worked on deposition scheduling;	0.30
11/19/02 WW Worked on deposition preparation of M. Feuer and P. O'Niell;	1.60
11/20/02 WW Worked on deposition preparation M. Feuer and P. O'Niell;	10.50
11/21/02 WW Deposed M. Feuer;	10.50
11/22/02 WW Deposed P. O'Niell and prepared for deposition regarding same; conferred with attorney C. Moody regarding depositions and supplemental pleading to add a claim of spoliation of evidence; legal research regarding spoliation of evidence; drafted supplemental complaint and motion for leave to supplement complaint;	6.60
11/27/02 WW Telephone call to attorney K. Majoros regarding position on motion to supplement; reviewed and revised motion to supplement and supplemental complaint; prepared deposition exhibit to go with motion; reviewed defendant's supplemental interrogatory answers;	2.70
12/02/02 WW Reviewed letter from attorney K. Majoros regarding plaintiff's documents;	0.20
12/05/02 WW Telephone conference with client regarding depositions, motion to supplement complaint and related matters; prepared for K. Rons deposition; reviewed additional documents produced by defendant; telephone conference with Becky in attorney Majoros office regarding deposition of G. Kachirisky;	7.50
12/06/02 WW Travel to/from Phoenix; deposed K. Rons;	10.60
12/12/02 WW Organized documents for deposition of Kachirisky; reviewed deposition testimony in contemplation of additional testimony from M. Feuer and P. O'Niell regarding C. LeSage;	1.00
12/13/02 WW Prepared for G. Kachirisky deposition;	2.50
WW Deposed G. Kachirisky;	2.50
12/17/02 WW Reviewed response to motion to supplement the complaint; conferred with attorney C. Moody regarding litigation status;	0.20
12/18/02 WW Prepared depositions and documents for filing and mailing to client;	0.30

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		Hours
12/20/02 WW	Reviewed Defendant's response to Plaintiff's motion to amend the complaint; worked on reply to motion to amend;	1.50
12/27/02 WW	Prepared affidavit for client regarding destruction of documents; finalized reply to motion to supplement and exhibits; prepared notice of completion of briefing;	3.00
01/07/03 WW	Telephone conference with attorney K. Majoros regarding outstanding issue and extension of page limits and exhibits to pleadings associated with motion for summary judgment;	0.20
01/09/03 WW	Worked on supplemental discovery answers;	2.50
WW	Exchanged messages with attorney K. Majoros regarding motion for summary judgment;	0.20
WW	Telephone conference with client regarding deposition testimony in the case;	0.60
01/10/03 WW	Finalized supplemental discovery answers and email to attorney K. Majoros regarding same;	0.60
01/18/03 WW	Reviewed defendant's motion for summary judgment and began work on disputed statement of facts; email to attorney K. Majoros regarding supplemental discovery of applicant flow log;	4.50
RS	Review of defendants motion for summary judgment;	1.70
01/19/03 WW	Worked on statement of disputed facts for response to motion for summary judgment; worked on disparate treatment and retaliation argument sections of response to motion for summary judgment; email responses from attorney K. Majoros regarding exhibits to motion for summary judgment; email to client regarding affidavit and additional facts;	7.00
RS	Legal research regarding McKenzie FLSA case cited by defendant in motion; read and reviewed;	1.30
01/20/03 WW	Worked on facts section of response to motion for summary judgment and email with attorney K. Majoros regarding number of exhibits;	2.80
01/21/03 WW	Reviewed order granting motion to amend complaint to add spoliation of evidence claim; prepared amended complaint; email to attorney	

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WASTE MANAGEMENT OF NM, INC.

		Hours
	K. Majoros regarding discovery on new claim;	1.10
01/22/03 WW	Telephone conference with Ms. J. Walton; worked on response to motion for summary judgment;	1.30
RS	Conference with attorney W. Warner on discovery development on intentional spoliation and new motion dates;	1.00
01/23/03 WW	Various telephone conferences and emails with opposing counsel regarding supplemental discovery regarding spoliation claim and deadline for responding to motion for summary judgment; prepared draft additional PDP regarding same; worked on response to motion for summary judgment;	2.10
RS	Deposition review of Ms. J. Walton;	0.90
01/24/03 WW	Reviewed revised supplemental PDP and approved same; conferred with attorney R. Stanford regarding discovery on spoliation claim;	0.70
01/27/03 WW	Email to client regarding extensions; telephone conference with client regarding new discovery period and related matters;	0.50
01/28/03 WW	Reviewed stipulation and order and prepared email regarding same;	0.30
01/29/03 WW	Various telephone calls to and from attorney K. Majoros regarding status of motion for summary judgment;	0.20
01/30/03 WW	Various telephone conferences and email with attorney K. Majoros regarding contacting J. Svet as to status of defendant's motion for summary judgment;	0.50
RS	Drafted interrogatories and requests for production regarding spoliation claim;	2.10
01/31/03 WW	Reviewed and revised discovery requests to defendant regarding spoliation claim; voice mail from client regarding supplemental discovery plan;	0.80
02/03/03 WW	Voice mail and telephone call to client; telephone conference with client regarding supplemental discovery plan;	0.40
02/06/03 WW	Email to attorney K. Majoros regarding response to motion for summary judgment and	

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WASTE MANAGEMENT OF NM, INC.

	Hours
documents;	0.10
02/07/03 WW Email to client regarding discovery;	0.10
02/17/03 WW Email to attorney K. Majoros regarding request for Apodaca deposition;	0.10
02/18/03 WW Email from attorney K. Majoros regarding depositions;	0.10
02/19/03 RS Reviewed deposition of M. Feuer;	2.80
02/20/03 WW Communication with opposing counsel regarding depositions and documents regarding spoliation claim; conferred with attorney R. Stanford regarding same;	0.30
RS Deposition review of Patti O'Niell;	2.00
02/21/03 RS Legal research regarding record keeping requirements under Ex.Order 11246;	0.40
02/24/03 WW Email regarding deposition; conferred with attorney R. Stanford regarding same;	0.20
RS Reviewed deposition of Marlene Feuer and Patti O'Neill; legal research regarding intentional spoliation;	4.10
02/25/03 WW Telephone conference with attorney J. Chasson regarding depositions; email with client regarding same;	0.30
02/26/03 WW Email from client regarding deposition; email to attorney J. Chasson regarding same; email to client regarding same;	0.20
02/27/03 WW Reviewed deposition notice and email to client confirming same;	0.20
02/28/03 WW Email from client regarding status of depositions;	0.10
03/03/03 WW Telephone conference with attorney J. Chasson regarding rescheduling Connie Apodaca deposition; email regarding same; confirmed same with attorney R. Stanford; worked on responses to discovery requests; conferred with attorney R. Stanford regarding same;	1.00
03/05/03 WW Email regarding deposition schedule; telephone conference with client regarding preparation for deposition;	0.30

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	Hours
03/06/03 WW Telephone conference with client regarding deposition preparation (2.0); conferred with attorney R. Stanford regarding same (.3);	2.30
RS Reviewed deposition of K. Rons;	2.30
03/07/03 WW Voice mail from attorney J. Chasson regarding response to Requests for Production; finalized responses to Requests for Production and Interrogatories; reviewed defense documents for deposition; attended deposition of client; conferred with attorney R. Stanford regarding deposition; telephone conference with client following deposition regarding same;	3.50
03/10/03 RS Telephone conference with counsel on deposition reschedule(s);	0.50
03/11/03 WW Telephone conference with attorney R. Stanford regarding scheduling;	0.10
03/14/03 WW Email regarding deposition schedule;	0.10
03/17/03 WW Voice mail from court reporter regarding delivery of deposition;	0.10
03/19/03 RS Review of Defendant's discovery responses; telephone conference with attorney J. Chasson on responses;	2.00
RS Review of P. O'Neil and K. Rons deposition on document destruction;	1.40
03/20/03 WW Reviewed orders and proposed orders regarding page limits of motion for summary judgment; reviewed part of defendant's response to plaintiff's discovery requests regarding spoliation of evidence claim; reviewed order regarding deadline for discovery motions regarding spoliation evidence;	0.30
RS Document review in preparation for depositions of Kim Zamora and Connie Apodaca;	5.80
03/21/03 WW Reviewed orders and proposed orders regarding page limits of motion for summary judgment; reviewed part of Defendant's response to Plaintiff's discovery requests regarding spoliation of evidence claim; reviewed order regarding deadline for discovery motions regarding spoliation evidence; attended depositions of K. Zamora and C. Apodaca;	5.80
RS Preparation of exhibits for depositions;	

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		Hours
	depositions of C. Apodaca and K. Zamora;	8.30
03/26/03 WW	Prepared fee agreement with new firm and letter to client;	0.20
RS	Deposition review of C. Apodaca and K. Zamora;	0.70
04/02/03 WW	Reviewed Defendant's response to Plaintiff's request for production; worked on motion to compel and discussed motion to compel with attorney R. Stanford;	1.20
RS	Legal research regarding spoliation of evidence; review of depositions of C. Apodaca, K. Zamora, and J. Walton, Vol. II; draft of notes on depositions;	3.20
04/03/03 WW	Reviewed order granting extensions and setting settlement conference; began reviewing motion for summary judgment issues and documents; conferred with attorney R. Stanford regarding division of response to the motion; worked on response to motion for summary judgment;	2.50
04/04/03 WW	Worked on response to motion for summary judgment;	4.50
RS	Telephonic conference with Jill Chasson;	0.20
04/07/03 WW	Worked on response to motion for summary judgment;	5.50
04/09/03 WW	Worked on response to motion for summary judgment;	1.50
RS	Legal research regarding spoliation; deposition review; EEOC file review;	2.10
04/10/03 WW	Worked on response to motion for summary judgment; telephone conference with attorney J. Chasson regarding motion to compel;	2.00
RS	Deposition review on spoliation; draft of spoliation section; legal research regarding spoliation of evidence and proof of intent;	4.30
04/11/03 WW	Worked on response to motion for summary judgment; conferred with attorney R. Stanford regarding motion to compel;	5.90
RS	Review of Walton deposition on spoliation;	1.00
04/12/03 WW	Worked on response to motion for summary judgment;	10.20

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		Hours
04/13/03	WW Worked on response to motion for summary judgment;	9.80
	RS Draft of spoliation claim in response to motion for summary judgment; deposition review for spoliation claim; review of EEOC file; revised and reviewed deposition cites in statement of facts;	7.20
04/14/03	RS Revised draft on spoliation claim; deposition and exhibit review; statement of facts review and revision;	8.10
	RS Reviewed discovery letter from attorney J. Chasson and materials included;	0.40
	WW Worked on response to motion for summary judgment;	8.50
04/15/03	RS Final revisions to response of summary judgment; deposition cite checks; exhibit review;	6.00
	WW Finalized motion for summary judgment and exhibits; letter to attorney K. Majoros producing client's day timers;	2.10
	CMM Researched and drafted portion of summary judgment response regarding punitive damages;	2.00
04/18/03	WW Telephone call to/from attorney J. Chasson regarding filing response under seal;	0.10
04/21/03	WW Reviewed motion and order to extend deadline for reply;	0.10
04/25/03	WW Email with client regarding settlement conference; prepared letter to court requesting change in date;	0.30
05/08/03	WW Telephone conference with attorney J. Chasson regarding PTO; revised PTO; voice mail from J. Chasson and email to J. Chasson regarding settlement issues;	1.30
05/12/03	WW Reviewed and revised stipulated facts for PTO; telephone conference with attorney J. Chasson regarding same; reviewed defendant's portion of PTO and reviewed witness identification throughout the case; email to attorney J. Chasson excepting to J. Hammer as witness; various email and voice mail with attorney J. Chasson regarding additional defense witnesses and objections;	1.80

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		Hours
05/13/03 WW	Email with client regarding settlement conference;	0.10
05/14/03 WW	Email with attorney J. Chasson regarding private mediation;	0.20
05/15/03 WW	Email with client regarding private mediator; various email regarding private mediator; letter to court regarding vacating conference;	0.50
05/16/03 WW	Email with attorney J. Chasson regarding letter to judge; revised letter to judge; email to client regarding mediation;	0.30
05/19/03 WW	Email with client regarding mediation; conferred with attorney C. Moody regarding settlement issues and strategy;	1.00
05/21/03 WW	Email with client regarding mediation;	0.10
05/28/03 WW	Scheduled meeting with client to prepare for deposition; drafted mediation letter and conferred with attorney C. Moody regarding mediation strategy;	2.30
05/29/03 CMM	Reviewed and revised settlement letter to mediator; conference with attorney W. Warner regarding mediation issues;	2.00
WW	Reviewed and revised mediation letter and prepared exhibits; prepared for mediation;	4.50
05/30/03 WW	Meeting with client regarding mediation;	1.50
06/02/03 WW	Attended mediation with client and attorney R. Stanford; research regarding other cases against WMI;	8.10
RS	Settlement conference with Waste Management;	8.10
06/06/03 WW	Reviewed letter from J. Scott regarding settlement conference; email to attorney J. Chasson regarding same;	0.20
06/09/03 WW	email from attorney J. Chasson regarding settlement conference;	0.10
06/10/03 WW	Various telephone conferences with attorney J. Chasson regarding settlement conference and settlement issues;	0.30
06/11/03 WW	Analyzed settlement position and settlement factors;	0.50



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		Hours
06/12/03	WW Telephone conference with attorney J. Chasson and Carla of J. Scott's office regarding scheduling settlement conference; email to client regarding same;	0.20
06/16/03	WW Email from attorney J. Chasson regarding settlement conference;	0.10
06/17/03	WW Telephone conference with attorney J. Chasson and Carla regarding settlement conference dates and email to client regarding same;	0.20
07/01/03	WW Email with attorney J. Chasson regarding settlement conference;	0.20
07/11/03	WW Reviewed order setting settlement conference and email to client regarding same;	0.10
08/04/03	WW Conferred with attorney C. Moody regarding adding defendant; legal research regarding Waste Management Inc.; legal research regarding joinder or amendment to join party;	2.00
08/05/03	WW Reviewed information regarding identity of parent company; legal research regarding whether jury can consider net worth of parent company who is not a named defendant in setting punitive damages;	2.00
08/08/03	WW Various email with client regarding settlement issues and damages calculations; reviewed settlement letter for J. Scott; worked on motion to amend to add WMI;	2.00
08/11/03	RS Read and reviewed deposition testimony in regards to testimony evidencing single employer status of Waste Management Inc; conference with attorney W. Warner on single employer strategy;	3.90
	WW Conferred with attorney R. Stanford regarding motion to amend to add WMI;	0.30
08/12/03	RS Read and reviewed remaining depositions to identify testimony evidencing single employer status;	2.60
08/13/03	WW Legal research regarding single-employer status between parent and subsidiary companies;	2.00
08/14/03	WW Voice mail from attorney J. Chasson regarding third supplemental responses to RFP and discussed same with legal assistant; email to	

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WASTE MANAGEMENT OF NM, INC.

		Hours
	attorney J. Chasson regarding waiver of opening statements at mediation;	0.30
08/18/03 WW	Email to/from attorney R. Stanford regarding settlement letter;	0.10
08/22/03 WW	Worked on motion to amend;	1.00
08/25/03 RS	Telephone conference with Walton regarding scheduling change;	0.20
08/26/03 RS	Telephone conference with client Walton regarding settlement conference;	0.40
08/29/03 WW	Meeting with client regarding status of case;	0.50
09/30/03 WW	Discussed trial strategy with attorney C. Moody;	0.20
	CMM Conference with attorney W. Warner regarding trial strategy;	0.20
10/08/03 WW	Email with attorney J. Chasson regarding settlement conference;	0.10
10/09/03 WW	Email with attorney J. Chasson regarding settlement conference;	0.20
10/23/03 WW	Reviewed letter offering settlement and discussed settlement issues with attorneys R. Stanford and C. Moody;	0.30
10/27/03 WW	Email to client regarding settlement;	0.10
10/28/03 WW	Telephone conference regarding settlement; drafted letter to attorney J. Chasson regarding same; discussed motion to amend with attorney R. Stanford;	0.30
RS	Legal research single employer status; reviewed Tenth Circuit cases and applicable standards;	3.10
10/29/03 RS	Document review for motion to amend; reviewed case law on single employer test; drafted motion section on employer status WMI;	6.70
WW	Email from attorney J. Chasson regarding settlement and amended complaint; discussed same with attorneys R. Stanford and C. Moody; prepared response;	0.50
10/30/03 WW	Forwarded emails regarding settlement to client;	0.10

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WASTE MANAGEMENT OF NM, INC.

		Hours
RS	Reviewed deposition of K. Rons and J. Walton; reviewed defendant Waste Management website; draft of motion to amend;	6.20
10/31/03 WW	Email from client regarding settlement; worked on motion to amend complaint;	1.40
RS	Revised draft of motion;	3.90
11/01/03 WW	Worked on motion to amend;	1.20
11/03/03 WW	Finalized motion to amend;	1.50
RS	Finalized changes to Motion to Add WMI as Defendant in lawsuit; prepared exhibits and deposition testimony;	2.40
11/04/03 RS	Email conference with attorney J. Chasson regarding exhibit list for motion to amend;	0.20
11/10/03 WW	Reviewed order setting settlement conference; prepared letter to court regarding rescheduling;	0.20
11/18/03 WW	Reviewed court order setting settlement conference and email to client regarding same;	0.20
11/19/03 WW	Reviewed order resetting settlement conference again; various email with client regarding same;	0.30
11/26/03 RS	Reviewed response to motion to amend complaint;	0.40
12/09/03 WW	Worked on reply to motion to amend complaint;	3.90
12/10/03 WW	Worked on reply to motion to amend complaint; legal research regarding single employer status;	4.50
12/11/03 RS	Legal research holding companies, single employer status under Title VII; reviewed response to motion to amend; drafted reply section on single employer status regarding intermediary holding company;	4.10
WW	Worked on reply to motion to amend; research regarding defendant's relationship to WMI as of 2000 or 2001; research regarding single employer status;	5.50
12/12/03 WW	Telephone conference with attorney J. Chasson regarding extension; worked on reply to motion to amend;	7.20

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WASTE MANAGEMENT OF NM, INC.

		Hours
RS	Conference with attorney W. Warner to reply to motion to amend complaint;	0.20
12/15/03 WW	Finalized reply to motion to amend; telephone conference with P. Watson regarding focus group;	5.50
12/17/03 WW	Discussed strategy and settlement issues with attorney C. Moody; email to client regarding focus group; reviewed focus group proposal and responded;	0.80
CMM	Conference with attorney W. Warner regarding strategy and settlement issues;	0.20
12/18/03 WW	Reviewed focus group advertisement;	0.10
12/19/03 WW	Worked on issues for focus group; various email to client regarding same;	0.30
12/30/03 WW	Email to P. Watson regarding focus group; email to client regarding same; email to attorney J. Chasson regarding reply to motion to amend; worked on issues for focus group; reviewed letter from counsel regarding K. Majoros as witness and waiver of privilege as to documents;	0.80
12/31/03 WW	Letter to attorney J. Chasson regarding privileged information and witness attorney K. Majoros; legal research waiver of privilege; worked on settlement letter to J. Schneider;	2.20
01/02/04 WW	Finalized settlement letter to J. Schneider; several emails and documents to review for focus group presentation; discussed panel members with P. Watson;	1.10
01/05/04 WW	Reviewed and revised questionnaire for focus group; reviewed presentation for focus group and modified same;	2.50
01/06/04 WW	Worked on presentation for focus group;	0.80
01/07/04 RS	Reviewed answer and complaint; attended focus group; conference with attorney C. Moody and W. Warner regarding results of focus group;	4.70
WW	Worked on presentation for focus group; attended focus group session;	4.00
CMM	Attended focus group;	3.00

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WASTE MANAGEMENT OF NM, INC.

		Hours
01/08/04 RS	Conferences with attorney C. Moody and W. Warner regarding focus group conclusions, settlement numbers;	0.90
WW	Discussed settlement strategy and focus group results with attorney R. Stanford; email to client regarding same; discussed trial issues with attorney C. Moody and attorney R. Stanford;	1.50
01/09/04 CMM	Conference with attorney W. Warner regarding settlement issues;	0.40
WW	Telephone conference with client regarding settlement conference; prepared settlement letter to opposing counsel; prepared settlement update letter to Judge Schneider;	1.30
01/12/04 WW	Meeting with client and reviewed focus group findings; attended settlement conference and discussed same with client; research regarding remittitur from Judge Hansen;	4.50
RS	Reviewed pleadings; conference with client and attorneys C. Moody and W. Warner; attended settlement conference;	4.70
CMM	Conference with client regarding case settlement issues;	1.00
01/14/04 RS	Reviewed summary of focus group;	1.00
WW	Worked on errata sheet issue regarding vol. 2 of deposition; email to attorney J. Chasson regarding same;	0.20
01/27/04 RS	Emailed opposing counsel regarding K. Majoros deposition; emailed client regarding company events and potential comments made there; conference with attorney W. Warner regarding Waste Management company events and legal research regarding case review on Waste Management for other lawsuits;	0.70
01/28/04 WW	Reviewed email communication regarding deposition of witness K. Majoros;	0.10
01/30/04 RS	Reviewed court docket on summary judgment hearing;	0.10
02/01/04 CMM	Began reviewing file and plaintiff's deposition to prepare for deposition of K. Majoros and trial;	3.00

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WASTE MANAGEMENT OF NM, INC.

	Hours
02/02/04 CMM Continued reviewing case file to prepare for deposition and trial;	2.50
WW Research WMI financial and corporate information and prepared related documents for identification and production that may be used as exhibits at trial;	2.00
02/03/04 CMM Continued reviewing case file to prepare for deposition and trial; reviewed motion for protective order;	2.50
02/04/04 RS Legal research regarding remittitur and attorneys fees recovery;	4.20
02/05/04 RS Reviewed cases cited in defendant's motion for protective order; conference with attorneys W. Warner and C. Moody regarding deposition of attorney K. Majoros;	2.10
02/06/04 CMM Began drafting response to motion for protective order;	1.00
02/08/04 CMM Finished reviewing deposition of plaintiff; reviewed various case discovery materials; worked on response to motion for protective order;	6.50
02/09/04 RS Drafted email to opposing counsel regarding deposition K. Majoros; reviewed previous correspondence regarding same;	0.20
WW Discussed witness and trial issues with attorney C. Moody; reviewed case deadlines and court instructions;	1.00
CMM Worked on response to motion for protective order;	1.50
02/10/04 RS Legal research regarding attorney-client privilege, waiver and scope of privilege; crime-fraud exception; reviewed pleadings regarding P. O'Niell, including EEOC response, affidavits, and deposition testimony;	6.00
RS Conference with attorney W. Warner and C. Moody regarding communications between Ms. Majoros and Ms. Walton;	0.30
RS Conference with attorney C. Moody regarding O'Niell's testimony and crime fraud exception;	0.30
CMM Drafted portions of response to motion for protective order;	1.50

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WASTE MANAGEMENT OF NM, INC.

	Hours
02/11/04 RS Legal research regarding attorney-client privilege and waiver; conference with attorney C. Moody regarding same;	4.00
RS Revised response to motion for protective order; conference with attorney C. Moody regarding response changes;	2.40
RS Emailed attorney J. Chasson regarding K. Majoros deposition;	0.10
CMM Finished drafting response to motion for protective order; reviewed trial setting;	2.00
RS Legal research cases around the country involving Waste Management as defendant in employment discrimination cases;	2.40
02/12/04 WW Discussed trial, settlement and response to motion for protective order with attorney C. Moody; reviewed and revised response to motion for protective order regarding witness K. Majoros' testimony;	1.50
RS Finalized research and revisions on response to motion for protective order;	4.20
CMM Worked on response to motion for protective order; reviewed legal research materials regarding privilege issue;	2.50
02/13/04 CMM Finalized response to motion for protective order;	4.00
02/16/04 WW Email to P. Watson regarding media; conferred with attorneys R. Stanford and C. Moody regarding trial issues and topics to cover in motions in limine;	1.10
RS Conference with attorney C. Moody and W. Warner regarding motions in limine;	0.40
RS Read and reviewed final response to motion for protective order;	0.50
02/17/04 CMM Reviewed second volume of plaintiff's deposition; begin reviewing documents produced in discovery;	2.50
02/18/04 WW Reviewed documents and began tagging documents for trial exhibits;	0.50
02/19/04 RS Email correspondence with attorney J. Chasson regarding deposition of K. Majoros;	0.20

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WASTE MANAGEMENT OF NM, INC.

	Hours
WW Reviewed documents and began tagging documents for trial exhibits;	4.00
02/20/04 CMM Reviewed emails regarding deposition of attorney K. Majoros;	0.20
02/22/04 CMM Continued reviewing case depositions to prepare trial;	3.00
02/23/04 RS Reviewed deposition testimony of Walton, Feuer, and O'Niell in preparation for motion in limine;	1.40
RS Reviewed Judge Hansen's instructions on motions in limine in scheduling order;	0.10
RS Legal research admissibility of EEOC charges;	1.20
WW Worked on review of documents and identifying exhibits for trial;	4.00
02/24/04 RS Legal research regarding opinion testimony of attorney and admissibility for motion in limine;	1.90
RS Drafted motion in limine to exclude opinion testimony of attorney K. Majoros;	3.50
WW Reviewed motion for summary judgment and exhibits; response and exhibits and outlined argument; reviewed motion to amend on single employer and exhibits; reviewed response and reply;	5.50
02/25/04 WW Prepared for hearing on motion for summary judgment; recapped results and discussed trial strategy with attorneys R. Stanford and C. Moody;	7.50
RS Legal research admissibility of after-acquired evidence;	1.20
RS Legal research admissibility of stray remarks for motion in limine;	1.30
RS Conference with attorney C. Moody and W. Warner regarding order on summary judgment, damages and jury instructions;	0.50
02/26/04 WW Discussed motion in limine to exclude evidence of copying documents with attorney R. Stanford; reviewed and revised motion in limine to exclude evidence of Buckwheat statements;	1.20



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WASTE MANAGEMENT OF NM, INC.

		Hours
	RS Drafted motions in limine to exclude alleged comment made by Ms. Walton, to exclude evidence of document copying, and to exclude evidence of EEOC charge;	5.90
	RS Reviewed Judge Hansen's stock jury instructions; began draft of jury instructions;	2.00
02/27/04	RS Finalized changes to motions in limine;	3.40
	RS Legal research regarding spoliation of evidence; drafted jury instructions on spoliation of evidence;	1.10
	RS Legal research direct liability and vicarious liability under Title VII; drafted jury instruction on punitive damages;	1.20
	RS Draft jury instruction on plaintiff's claims;	2.10
	CMM Reviewed motions in limine;	1.00
	WW Reviewed and revised motion in limine regarding copying documents; reviewed and revised motion in limine regarding previous EEOC charge; received defendant's motion in limine;	2.50
02/28/04	RS Legal research regarding damages in Title VII and 42 USC 1981; proof elements under Title VII and 42 USC 1981; requirements of jury instructions for indirect evidence; proof requirements of retaliation and definition of protected activity;	2.80
	RS Drafted jury instructions based on legal research findings;	3.10
	CMM Began reviewing trial exhibits;	3.00
	WW Continued reviewing documents and marking exhibits for trial; discussed same with attorney C. Moody;	4.50
02/29/04	CMM Continued reviewing trial exhibits;	2.00
03/01/04	WW Reviewed and revised jury instructions; additional legal research regarding same; discussed exhibits with legal assistant and attorney C. Moody;	6.60
	RS Revised jury instructions; legal research regarding nominal damages; protected activity	

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WASTE MANAGEMENT OF NM, INC.

		Hours
	definition; single employer; retaliation proof under Section 1981; punitive damages in Title VII and Section 1981 claims; Price Waterhouse damage recovery;	6.20
RS	Emails to attorney J. Chasson regarding exhibit list and jury instructions;	0.40
RS	Drafted proposed voir dire questions;	1.50
LA	Pull and copy exhibits for trial notebook;	7.50
03/02/04 WW	Conferred with attorneys R. Stanford and C. Moody regarding status of pretrial deadlines and related matters; discussed court's requested settlement conference and position on same;	0.40
RS	Conference with attorney C. Moody and attorney W. Warner regarding settlement; drafted letter to Judge Schneider regarding settlement;	1.20
RS	Emails to and telephone conference with attorney J. Chasson regarding settlement conference;	0.50
RS	Reviewed Plaintiff's proposed jury instructions;	0.80
RS	Reviewed Walton depositions;	2.40
CMM	Reviewed trial exhibits; conference with attorney W. Warner regarding same;	2.00
LA	Worked on formatting jury instructions for submission; worked on exhibit list;	4.00
03/03/04 WW	Reviewed exhibits and exhibit lists, ordered and organized same; prepared additional jury instruction regarding single employer status, discussed jury instructions with attorneys R. Stanford and C. Moody; finalized jury instructions; reviewed and revised statement of the case;	8.10
RS	Drafted statement of the case; reviewed defendant's statement; emails with attorney J. Chasson regarding the same;	0.80
RS	Emails with attorney J. Chasson regarding jury instructions and exhibits;	0.40
RS	Reviewed defendant's jury instructions and supporting case law cited by defendant;	3.90

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WASTE MANAGEMENT OF NM, INC.

	Hours
CMM Reviewed trial exhibits; conference with attorney W. Warner regarding same;	3.00
03/04/04 WW Worked on finalizing exhibit list; reviewed defendant's jury instructions and discussed same with attorney R. Stanford; telephone conference with opposing counsel regarding jury instructions; reviewed and revised statement of the case; prepared 6th supplemental responses to RFP; prepared stipulated jury instructions; reviewed parts of K. Rons' deposition; prepared witness list and discussed same with attorney C. Moody; reviewed exhibits and issues for K. Majoros deposition with attorney C. Moody;	6.90
RS Emails to attorney J. Chasson regarding hearing on protective order and supplemental interrogatory responses; conference with attorney W. Warner regarding the same;	1.30
RS Telephonic conference with attorney W. Warner and opposing counsel regarding jury instructions; read and reviewed defendant and plaintiff's proposed jury instructions;	2.80
RS Legal research regarding damages recovery;	0.30
RS Reviewed and revised stipulated jury instructions; email to attorney J. Chasson regarding the same;	0.50
RS Read defendant's consolidated motion in limine;	1.50
CMM Worked on trial exhibits; reviewed Waste Management's exhibit list; selected exhibits for deposition of attorney K. Majoros;	2.00
LA Revised Plaintiff's trial exhibit list;	4.00
03/05/04 WW Finalized exhibit books and list, witness list, voir dire, jury instructions, stipulated jury instructions, letter to court; service to counsel; discussed trial strategy and divided arguments between attorneys C. Moody and R. Stanford;	4.50
RS Reviewed revised exhibit list;	0.40
CMM Continued reviewing deposition and exhibits to prepare for trial;	1.50

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WASTE MANAGEMENT OF NM, INC.

	Hours
03/07/04 CMM Reviewed documents and prepared for deposition of attorney K. Majoros;	2.00
03/08/04 WW Discussed deposition and ruling on protective order with attorneys R. Stanford and C. Moody; prepared K. Rons deposition designations; discussed settlement issues with attorneys R. Stanford and C. Moody;	2.70
RS Conferences with attorneys W. Warner and C. Moody regarding deposition of K. Majoros;	0.50
RS Telephone conference with Magistrate's office regarding deposition of K. Majoros; emails and telephone conference with attorney J. Chasson regarding same;	0.70
RS Email exchanges with attorney J. Chasson regarding exhibits and other trial matters;	0.20
CMM Prepared for deposition of attorney K. Majoros; began reviewing deposition of P. O'Niell;	3.00
03/09/04 WW Worked on objections to deposition designations; worked on objections to exhibits; email with client regarding trial witness;	5.10
RS Email exchanges with attorney J. Chasson regarding K. Rons deposition designation;	0.30
RS Reviewed defendant's consolidated motion in limine; legal research cases cited by defendant;	2.10
03/10/04 WW Finalized objections to exhibits; finalized objections to deposition testimony;	1.50
RS Email to attorney J. Chasson regarding deposition designation of K. Rons;	0.10
03/11/04 WW Reviewed defendant's motion in limine and prepared comments to same; reviewed defendant's objections to Rons' deposition designations;	1.50
RS Legal research cases cited in consolidated motion in limine; 702 and 701(c) on expert testimony; EEOC charges, stray remarks, and single employer;	4.60
RS Drafted responses to motion in limine;	1.20

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WASTE MANAGEMENT OF NM, INC.

	Hours
RS Email exchanges with attorney J. Chasson regarding K. Rons deposition;	0.10
RS Reviewed Plaintiff's objections to defendant's exhibits; legal research federal rules of evidence regarding objections to exhibits; entered applicable evidentiary rule necessitating exclusion of exhibits;	2.00
CMM Revised settlement letter to Judge Schneider;	1.00
03/12/04 WW Prepared and finalized response to defendant's consolidated motion in limine; telephone conference with client regarding trial and settlement strategy; divided witnesses with attorney C. Moody;	7.50
RS Drafted response to all sections of WM's consolidated motion in limine; reviewed and revised changes regarding conference with attorney W. Warner;	6.10
CMM Drafted subpoena and letter to attorney J. Chasson regarding same; conference with attorney W. Warner regarding trial witnesses; continued reviewing depositions to prepare for trial;	2.50
LA Prepare subpoena to Waste Management, records custodian; prepare subpoena to Brown & Bain, records custodian;	0.40
03/13/04 WW Worked on organizing trial documents for pretrial conference and arguments; worked on outline of J. Walton's testimony and organized documents for mailing to client;	7.50
03/15/04 WW Various telephone conferences with client; attended settlement conference; reviewed K. Rons' deposition objections; discusses trial strategy and motions in limine with attorneys R. Stanford and C. Moody; worked on witness outline for plaintiff's testimony and questions for client; worked on responses to objections to exhibits;	7.50
RS Legal research regarding prior EEOC charges and admissibility, lay witness and expert witness distinction;	2.00
RS Conference with attorney W. Warner and C. Moody regarding settlement and legal research needed for trial;	0.50

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WASTE MANAGEMENT OF NM, INC.

	Hours
CMM Attended settlement conference; reviewed trial exhibits; prepared for argument on motions in limine;	2.50
LA Hi-lite five copies of Plaintiff's Objections to Defendant Kathy Rons' deposition designations;	2.00
LA Prepare subpoena to Carol LeSage;	0.20
03/16/04 WW Prepared and reviewed arguments regarding motions in limine;	2.80
WW Worked on responses to objections to exhibits;	0.40
WW Attended pretrial conference and argued witnesses, exhibits, motions in limine and other issues;	4.10
WW Discussed trial strategy and changes to trial plan resulting from pretrial conference with attorneys R. Stanford and C. Moody;	1.50
WW Email to client regarding outcomes from pretrial conference;	0.30
WW Revised exhibit list;	2.10
RS Prepared for hearing on motions in limine and other trial matters; reviewed all briefs; attended trial hearing;	8.20
CMM Prepared for argument on motions in limine; attended pretrial conference and argument on motion in limine;	4.50
03/17/04 WW Additional revisions to exhibit list and discussed necessary exhibits with attorney C. Moody; revised objections to Rons' deposition; various email with opposing counsel regarding exhibits, Rons' deposition and related matters; email with client regarding single employer ruling; prepared written responses to defendant's objections to exhibits; reviewed defendant's revised exhibit list and email with opposing counsel;	5.50
RS Legal research regarding verdict cases in 10th circuit on 1981 and Title VII claims;	2.20
CMM Conference with attorney W. Warner regarding revised exhibit list; reviewed revised exhibit list;	1.50

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WASTE MANAGEMENT OF NM, INC.

		Hours
	LA Prepare amended subpoena to Carol LeSage;	0.20
03/18/04	WW Email from opposing counsel and prepared joint filing regarding K. Rons deposition;	0.50
	WW Reviewed juror questionnaires;	1.00
	WW Reviewed and revised written response to objection to plaintiff's exhibits;	1.50
	WW Revised witness list and discussed same with opposing counsel;	0.30
	WW Telephone conference with client regarding trial preparation;	0.30
	WW Worked on plaintiff's trial testimony outline and reviewed deposition;	5.50
	RS Legal research regarding Rule 30(e) and deposition changes;	3.00
	CMM Reviewed juror questionnaires; reviewed deposition of C. Apodaca;	2.00
03/19/04	RS Legal research regarding adverse employment actions in 10th circuit standard for protected activity;	2.10
	RS Legal research regarding cases involving compensatory damages and punitive damages under Title VII and 42 USC 1981 and assessment of ratio of the two for due process concerns;	3.20
	WW Worked on plaintiff's trial testimony outline;	4.50
	WW Discussed evidentiary objections and issues with attorney C. Moody;	0.70
	WW Meeting with client to prepare for trial;	5.80
	CMM Conference with attorney W. Warner regarding trial witnesses; conference with Ms. J. Walton regarding trial testimony; trial preparation;	3.00
	LA Prepare subpoena to Connie Apodaca;	0.20
03/20/04	WW Meeting with client and prepared and reviewed direct exam and reviewed exhibits;	8.00
	WW Reviewed exhibits;	5.00
	CMM Reviewed exhibits and deposition and prepared for cross-examination of P. O'Neill;	

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WASTE MANAGEMENT OF NM, INC.

		Hours
	conference with attorney W. Warner and Ms. J. Walton regarding jury selection issues; assisted in preparation of Ms. J. Walton to testify at trial;	6.50
03/21/04 RS	Legal research regarding constructive discharge standard; reviewed federal jury instructions; drafted preliminary jury instructions on constructive discharge;	2.00
WW	Meeting with client and prepared and reviewed direct exam;	8.00
WW	Reviewed rules of evidence;	0.50
WW	Prepared opening statement;	2.50
CMM	Reviewed deposition and exhibits and prepared cross-examination of C. Apodaca and G. Kachirsky; assisted in preparation of Ms. J. Walton to testify; reviewed jury selection materials and prepared for jury selection;	7.00
03/22/04 RS	Revised jury instructions on constructive discharge, including elements along with damages instructions, front pay and back pay;	1.90
RS	Legal research regarding recovery of nominal and punitive damages under Title VII and 42 USC 1981; need for nominal damage jury instruction, preservation of issue and requirement to submit jury instruction or request Court for award of nominal damages; reviewed cases and documented ratio of nominal damages to punitive damages awards for due process compliance;	5.20
WW	Trial; meeting with client in advance, argued exhibits, voir dire, opening statements, direct of plaintiff;	11.00
WW	Prepared for day two of trial; reviewed additional deposition testimony, exhibits, reviewed case law regarding similarly situated employees;	7.00
CMM	Attended trial; prepared for second day of trial;	12.00
03/23/04 WW	Trial; meeting with client in advance, reviewed and prepared for cross exam of client; reviewed outline for witness C. LeSage; reviewed outline for witness M. Feuer;	17.00



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WASTE MANAGEMENT OF NM, INC.

		Hours
	CMM Attended trial; prepared for third day of trial;	12.00
03/24/04	WW Meeting with client; attended trial; meeting with client post-trial; reviewed legal issues for jury instructions;	12.00
	WW Worked on closing argument;	4.00
	CMM Attended trial; reviewed motion for judgment as a matter of law; researched response to same;	12.00
	RS Reviewed defendant's motion for directed verdict; reviewed cases cited by Defendant;	1.30
	RS Conference with attorney C. Moody regarding directed verdict and legal research findings; legal research what constitutes opposition and participation conduct under Title VII and 1981; what constitutes adverse employment action;	4.00
	RS Legal research regarding compensatory damage evidentiary requirements in 10th Circuit;	2.00
03/25/04	WW Attended Trial - argued jury instructions, concluded evidence; rebuttal evidence, closing arguments;	7.00
	WW Waiting for jury verdict;	4.00
	CMM Prepared for argument on motion for judgment as a matter of law; attended trial;	11.00
	RS Legal research standard of proof for punitive damages in 10th circuit; mixed motive and cases and effect on liability and damages; pre-1991 Title VII cases; reviewed jury instructions on mixed motive and punitive damages; conference with attorneys C. Moody and W. Warner regarding same;	3.80
	RS Conference with attorneys C. Moody and W. Warner regarding trial;	0.40
03/26/04	WW Waiting for jury verdict; various court appearances regarding jury questions and reading of verdict;	6.50
	RS Conference with client regarding trial status;	0.40
	RS Conference with attorneys W. Warner and C. Moody regarding trial and verdict;	0.30

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WASTE MANAGEMENT OF NM, INC.

		Hours
RS	Legal research time for filing attorneys fees and costs;	0.20
CMM	Attended trial and presentation of verdict;	5.00
03/29/04 WW	Discussed post-trial motions; discussed costs and fees applications and requests with attorneys R. Stanford and C. Moody;	1.00
WW	Prepared post-trial questionnaires for jurors and attempted to contact jurors;	0.80
RS	Reviewed proposed jury questionnaires; conference with attorneys C. Moody and W. Warner regarding same;	0.40
03/30/04 WW	Telephone conference with Juror C. Meine;	0.50
WW	Attempted to locate other jurors;	0.30
WW	Debriefed juror feedback with attorneys C. Moody and R. Stanford and discussed how feedback relates to appeal and new trial strategy;	1.00
RS	Conference with attorneys C. Moody and W. Warner regarding jury feedback;	0.40
03/31/04 WW	Discussed juror feedback from E. Van with attorney C. Moody;	0.30
WW	Telephone conference with K. Gonzales regarding hearing on entry of judgment;	0.10
WW	Telephone conference with N. Ackerman regarding hearing on entry of judgment;	0.10
04/01/04 RS	Legal research local New Mexico cases on attorneys fees and reasonable rates;	3.20
RS	Legal research tolling of motions for costs and fees when post trial motions filed; reviewed local rules on motions for costs and fees;	2.60
04/02/04 WW	Reviewed order vacating hearing and requiring form of judgment from plaintiff;	0.10
04/05/04 WW	Legal research prejudgment interest; legal research post judgment interest and researched applicable rate; drafted final judgment and email to opposing counsel for review;	2.50
WW	Various email with client regarding status;	0.20

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WASTE MANAGEMENT OF NM, INC.

	Hours
WW Reviewed part of attorney fee itemization and discussed same with attorneys R. Stanford and C. Moody;	1.50
RS Legal research regarding rate of post judgment interest;	1.20
04/06/04 WW Reviewed changes to Judgment from attorney J. Chasson, made revisions to Judgment and emailed same to attorney J. Chasson; discussed appeal strategy with attorneys C. Moody and R. Stanford;	2.50
04/07/04 WW Finalized judgment for filing with court;	0.10
04/09/04 WW Reviewed docket regarding judgment;	0.10
04/12/04 WW Reviewed judgment and calendared related deadlines;	0.20
04/15/04 WW Worked on review of attorney fee entries for fee request;	1.00
04/23/04 WW Discussion anticipated motion issues with attorneys R. Stanford and C. Moody;	0.50
04/24/04 RS Reviewed copy of renewed motion for judgment as matter of law;	0.40
04/26/04 WW Reviewed defendant's post-trial motion discussed same with attorneys R. Stanford and C. Moody; legal research compensatory damages in discrimination cases;	1.50
CMM Began reviewing motion for new trial;	1.50
04/27/04 RS Conference with attorney C. Moody and W. Warner regarding costs and fees, affidavits;	0.30
RS Reviewed affidavits in other fee cases;	0.30
RS Drafted three proposed affidavits regarding fees;	2.10
WW Legal research regarding damages;	1.00
CMM Continued reviewing motion for new trial;	1.00
04/28/04 RS Revised affidavits; drafted affidavits for attorney D. Foster;	0.70
04/29/04 WW Reviewed and revised affidavits of W. Warner, D. Foster and R. Stanford in support of motion for attorneys fees; reviewed list and	

Barbara Jeana Walton

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Account No: 314-001M

Statement No: 1

WASTE MANAGEMENT OF NM, INC.

	Hours
description of attorneys fees;	1.00
RS Drafted and revised motion to tax costs; legal research recovery of costs for copying, research, telefax, postage and other matters under Rule 54 and 28 USC 1920 and 42 USC 1988; reviewed entire cost bill and redacted costs not recoverable;	5.30
RS Conference with attorney W. Warner and attorney C. Moody regarding costs and fees;	0.20
CMM Reviewed and revised various affidavits for use with motion for attorneys fees; emailed attorney D. Foster regarding affidavit; began working on response to motion for new trial;	2.20
04/30/04 WW Telephone conference with attorney B. Madison regarding fee affidavit; reviewed and revised Madison fee affidavit; reviewed W. Warner affidavit regarding costs; legal research regarding compensatory damages in similar cases;	2.40
RS Drafted affidavit for attorney W. Madison;	0.50
RS Legal research attorneys fees recovery, lodestar and standards for hours expended and reasonable community rates;	2.60
RS Drafted motion and memorandum on attorneys fees;	5.20
CMM Conference with attorneys W. Warner and R. Stanford regarding attorney fee motion and response to motion for new trial; began working on motion for new trial;	1.50
For Current Services Rendered	1078.50

## Recapitulation

<u>Timekeeper</u>	<u>Hours</u>	<u>Total</u>
Christopher M. Moody	150.10	\$0.00
Whitney Warner	611.70	0.00
Repps Stanford	297.70	0.00
Legal Assistant	18.50	0.00
Old Firm TimeKeeper Records Combine	0.50	0.00

Balance Due

\$0.00